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Attorneys for Defendants
Darden Restaurants, Inc., GMRI, Inc.,
Yard House USA, Inc., and Yard House
Northridge LLC

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JENER DA SILVA, an individual,
and on behalf of others similarly
situated,

Plaintiff,

v.

DARDEN RESTAURANTS, INC., a
Florida Corporation; GMRI, INC., a
Florida Corporation; YARD HOUSE
USA, INC., a Delaware Corporation;
YARD HOUSE NORTHRIDGE
LLC, a California Limited Liability
Company; and DOES 1 through 100,
inclusive,

Defendants.

CASE NO. 2:17-cv-05663-ODW-E

**DECLARATION OF JESSE M.
CARYL IN SUPPORT OF
DEFENDANTS' MOTION TO
COMPEL ARBITRATION**

Date: November 6, 2017
Time: 1:30 p.m.
Courtroom: 5D

Action filed: July 31, 2017
Trial date: None

1 I, Jesse M. Caryl, declare as follows:

2 1. I am an attorney at law licensed to practice in the State of California
3 and before this Court.

4 2. I am a partner with the firm of Bent Caryl & Kroll, LLP, attorneys for
5 defendants Darden Restaurants, Inc., GMRI, Inc., Yard House USA, Inc., and Yard
6 House Northridge, LLC (collectively, "Defendants") in this action.


7 3. I have personal knowledge of each of the matters set forth below and,
8 if called as a witness, could and would testify competently to each of them under
9 oath.

10 4. This declaration is submitted in support of Defendants' motion to
11 compel arbitration.

12 5. On August 31, 2017, in advance of the motion and in accordance with
13 Local Rule 7-3, I met and conferred in person with plaintiff Jener Da Silva's
14 ("Plaintiff") counsel to discuss Defendants' anticipated motion to compel
15 arbitration. Following the conference, the parties were unable to agree on the
16 substance of Defendants' motion.

17 6. On September 5, 2017, I further met and conferred with Plaintiff's
18 counsel via letter regarding substance of Defendants' motion, and further provided
19 the Dispute Resolution Process ("DRP") booklet, including Plaintiff's executed
20 acknowledgment, to Plaintiff's counsel and notified them that Plaintiff was required
21 to submit his claims to arbitration. Notwithstanding, the parties were unable to
22 stipulate to Defendants' anticipated motion.
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1 7. Pursuant to 28 U.S.C. § 1746, I hereby declare under penalty of
2 perjury, under the laws of the United States, that the foregoing is true and correct,
3 and that this declaration was executed on September 29, 2017 at Los Angeles,
4 California

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8 Jesse M. Caryl
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